IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

WRIT PETITION NO. 5729 OF 2005.

The Head Master,
M.R. Naik Vidyalaya. ... Petitioner.

V/s.

Shri Krishna Maruti Patil & ors ... Respondents.

Shri N.V.Walawalkar i/b G.H. Keluskar for the petitioner.

Shri M.H.Solkar, AGP for the respondents.

CORAM : V.C.DAGA, J.

DATED : 25.11.2005.

P.C. :

. Heard learned Counsel for the petitioner.

. Learned Counsel for the petitioner fairly states that respondent No.1 has already been allowed to work pursuant to the judgment of the Tribunal. He further submits that the management has no grudge against the respondent No.1- teacher. However, their apprehension is that in the event of reinstatement, Government may not reimburse backwages. The apprehension, as of today, cannot be taken cognizance of in view of the fact that reinstatement shall be pursuant to the order of the Tribunal, to which Education Department is also a party.

. In the above view of the matter, I do not think, at this stage, any order in this behalf is necessary by this Court. However, it would be open for the petitioner to make appropriate grievance in the event of any problem faced by them from the Education Department.

. Petition accordingly stands disposed of with no order as to costs.

(V.C.DAGA,J.)